

JC
JCWSCS 12 OCT 2004

10/08/984 DT14 Rec'd PCT/PTO 08 OCT 2004

Oct. 8. 2004 3:57PM Fay Sharpe

No.2390 P. 1

FAY, SHARPE

Fagan, Minnich & McKee LLP

1100 SUPERIOR AVENUE
SEVENTH FLOOR
CLEVELAND, OHIO 44114-2518
Telephone: 216/861-5582
Facsimiles: 216/241-1666 and 216/241-5147

DATE: October 8, 2004

TO: UNITED STATES PATENT AND TRADEMARK OFFICE

ATTN.: OIPE Customer Service

FACSIMILE NO.: 703-746-9195

FROM: Richard M. Klein, Esq.

RE: Serial No. 10/018,924 (Our Ref.: YAMZ 2 00013)

TOTAL PAGES: 9 (Including cover sheet)

Please call us immediately at (216) 861-5582 if this transmission is incomplete or illegible.

COMMENTS:

URGENT!

The documents accompanying this facsimile transmission include information from the firm of Fay, Sharpe, Fagan, Minnich & McKee, LLP that might be legally privileged and/or confidential. The information is intended for the use of only the individual or entity named on this cover sheet. If you are not the intended recipient, any disclosure, copying, or distribution of these documents, or the taking of any action based on the contents of this transmission, is prohibited. If you have received this transmission in error, these documents should be returned to this firm as soon as possible, and we ask that you notify us immediately by telephone so we can arrange for their return to us without cost to you.

URGENT!

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Toshihiko Yanagita
FOR : **COMPOSITION FOR PROMOTING PASSIVE
EXTENSION OF BLADDER SMOOTH MUSCLE**
SERIAL NO. : 10/018,924
FILED : December 19, 2001
ART UNIT : 1615
CONFIRMATION NO. : 8207
ATTORNEY DOCKET NO. : YAMZ 2 00013

RESUBMITTED REQUEST FOR CORRECTED TITLE OF APPLICATION

Commissioner for Patents
OIPE Customer Service
Facsimile Number (703) 746-9195

Dear Sir or Madam:

1. On February 19, 2002, Applicant's received the Official Filing Receipt in the captioned matter (Exhibit A).
2. Exhibit B is a Request for Corrected Filing Receipt that Applicant filed on March 5, 2002.
3. Attached as Exhibit C is Applicant's return receipt postcard indicating that the Request for Corrected Filing Receipt was received in the U.S. Patent and Trademark Office on March 21, 2002.

4. Applicants received a Notice of Allowance and Issue Fee Due dated September 20, 2004 (Exhibit D). Once again, the title of the invention is incorrectly identified.

Applicants respectfully request that the error be corrected and a new Filing Receipt and Notice of Allowance be issued showing the correct title of the invention as:
COMPOSITION FOR EXTENSION OF BLADDER SMOOTH MUSCLE

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

October 8, 2004



Richard M. Klein
Reg. No. 33,000
1100 Superior Avenue
Seventh Floor
Cleveland, OH 44114-2518
216/861-5582

CERTIFICATE OF FACSIMILE TRANSMISSION

I certify that this Request For Corrected Filing Receipt is being transmitted via facsimile to (703) 746-9195 on the date indicated below.

DATE

October 8, 2004

SIGNATURE



PRINTED NAME

Lynda S. Kalemba



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/018,924	12/19/2001	1615	890	YAM 2 0013	3	14	3

CONFIRMATION NO. 8207

Richard M Klein
Fay Sharpe Fagan Minnich & McKee
Seventh Floor
1100 Superior Avenue
Cleveland, OH 44114

RECEIVED

FEB 19 2002

FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLP

FILING RECEIPT



OC00000007453104

Date Mailed: 02/12/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Yanagita Toshihiko, Miyazaki-shi, JAPAN;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/JP00/04166 06/23/2000

Foreign Applications

JAPAN 11-177549 06/23/1999

Projected Publication Date: Not Applicable, filed prior to November 29,2000

Non-Publication Request: No

Early Publication Request: No

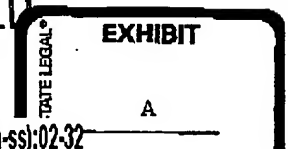
Title

Composition for promoting passive elongation of vesical smooth muscle

Preliminary Class

424

"DOCKETED"



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Toshihiko Yanagita
Serial No. : 10/018,924
Filed : December 19, 2001
Title : COMPOSITION FOR PROMOTING PASSIVE
EXTENSION OF BLADDER SMOOTH MUSCLE
Group Art Unit : 1615
Examiner : Unknown
Attorney Docket : YAM 2 0013

Cleveland, Ohio 44114-2518
March 5, 2002

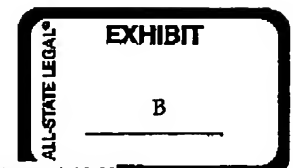
REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
Office of Initial Patent Examination's
Customer Service Center
Washington, D.C. 20231

Dear Sir:

1. Attached is a copy of the Official Filing Receipt received from the PTO in the above application for which issuance of a corrected Filing Receipt is respectfully requested.
2. There is an error in that the following data is:

- ☒ incorrectly entered
and/or
- ☐ omitted
 - ☐ Applicant's name
 - ☐ Applicant's address
 - ☒ Title
 - ☐ Filing Date
 - ☐ Serial Number
 - ☐ Foreign/PCT Application Reference
 - ☐ Other _____



- 2 -

in that the title is incorrectly entered as "COMPOSITION FOR PROMOTING PASSIVE ELOMNGATION OF VESICAL SMOOTH MUSCLE". Accordingly, the Filing Receipt should read as follows:

**COMPOSITION FOR PROMOTING PASSIVE
EXTENSION OF BLADDER SMOOTH MUSCLE**

3. ☒ The correction is not due to Applicant's error, therefore, Applicant believes no fee is due.

Respectfully submitted,

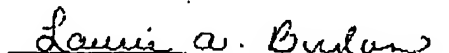
**FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP**



Richard M. Klein
Reg. No. 33,000
1100 Superior Avenue
7th Floor
Cleveland, OH 44114-2518
Telephone: 216-861-5582
Facsimile: 216-241-1666
E-mail: Rklein@faysharpe.com

CERTIFICATE OF MAILING

I hereby certify that this **REQUEST FOR CORRECTED FILING RECEIPT** in connection with U.S. Patent Application Serial No. 10/018,924 is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Office of Initial Patent Examination's Customer Service Center, Washington, D.C. 20231, on March 5, 2002.


Laurie A. Boylan

N:\YAM\20013\LAB0581A.WPD



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/018,924	12/19/2001	1615	890	YAM 2 0013	3	14	3

CONFIRMATION NO. 8207

Richard M Klein
Fay Sharpe Fagan Minnich & Mckee
Seventh Floor
1100 Superior Avenue
Cleveland, OH 44114

RECEIVED

FEB 19 2002

FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLP

FILING RECEIPT



OC000000007453104

Date Mailed: 02/12/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Yanagita Toshihiko, Miyazaki-shi, JAPAN;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/JP00/04166 06/23/2000

Foreign Applications

JAPAN 11-177549 06/23/1999

Projected Publication Date: Not Applicable, filed prior to November 29, 2000

Non-Publication Request: No

Early Publication Request: No

Title

Composition for promoting passive elongation of vesical smooth muscle
extension bladder

Preliminary Class

424

"DOCKETED"

NO. 010-02	
Inventor/Applicant: <u>Toshiniko Yamagita</u>	Pat. No. _____
Title: <u>COMPOSITION FOR PROVIDING PASSIVE ...</u>	Ser. No. <u>107018 974</u>
Attorney Docket No. <u>YAM 3 0013</u>	Filed <u>12/19/2001</u>
Initials <u>TS/Y</u>	Date <u>3/3/2002</u>
<input type="checkbox"/> PATENT/DESIGN APPLICATION	<input type="checkbox"/> AMENDMENT (Due _____)
New Application Transmittal _____	Transmittal(s) _____
Cont. _____ Div. _____ C-I-P _____ Provisional _____	Extension of Time (For _____ month(s))
CPA Transmittal _____	
Declaration/Power of Atty. _____	
pgs. Specification _____	<input type="checkbox"/> CHECK(S) in Amount \$ _____
pgs. Claims _____	
total _____ Independent _____	<input checked="" type="checkbox"/> OTHER <u>Request for Corrected</u>
pgs. Abstract _____	<u>Filing Receipt</u>
Sheet(s) of drawing(s) _____	
formal _____ informal _____	
Preliminary Amendment _____	
Request and certification under	
35 U.S.C. 122(b)(2)(B)(i) _____	
Claim for Right of Priority _____	
Priority document(s) _____	
Small Entity Statement(s) _____	
Final Fee _____	
Response to missing parts _____	
<input type="checkbox"/> ASSIGNMENT	
Transmittal _____ Confirmatory _____	
<input type="checkbox"/> INFORMATION DISCLOSURE STATEMENT	
PTO Form 1449 _____ Refs. _____	

"DOCKETED"

RECEIPT IS HEREBY ACKNOWLEDGED

MAR 2 1 2002

PATENT & TRADEMARK OFFICE

BEST AVAILABLE COPY





UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1430
Alexandria, Virginia 22313-1430
www.uspto.gov

NOTICE OF ALLOWANCE AND FEE(S) DUE

7390 09/20/2004

Richard M Klein
Fay Sharpe Fagan Minnich & McKee
Seventh Floor
1100 Superior Avenue
Cleveland, OH 44114

EXAMINER

SNEDDEN, SHERIDAN

ART UNIT

PAPER NUMBER

1653

DATE MAILED: 09/20/2004

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/018,924	12/19/2001	Yanagita Toshihiko	YAM 2 0013	8207

TITLE OF INVENTION: COMPOSITION FOR PROMOTING PASSIVE ELONGATION OF VESICAL SMOOTH MUSCLE

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$0	\$1330	12/20/2004

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

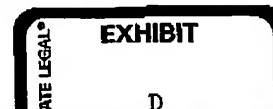
II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

Page 1 of 4

PTOL-85 (Rev. 09/04) Approved for use through 04/30/2007.



PAGE 9/9 * RCVD AT 10/8/2004 4:02:55 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-2/3 * DNIS:7469195 * CSID:216 241 1666 * DURATION (mm:ss):02:32

BEST AVAILABLE COPY